IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 1473 OF 2005
IN
CRIMINAL APPEAL NO. 181 OF 2004

Cyrus Jolly Shroff ... Applicant

V/s

The State of Maharashtra ... Respondent

Shri Niranjan Mundangi for applicant
Shri J.C. Satpute for respondent No.2
Shri D.P. Adsule, APP for the State

Coram : V.M. Kanade, J.
Dated : 29/03/2005.

P.C. :-

. I have heard learned counsels for applicant, respondent No.2 and APP for the State.

. By this application, the applicant seeks leave of this court to permit him to visit United States of America and Canada during a period from 15/04/2005 to 31/07/2005 and thus is not made available.

. The applicant is convicted by the trial court for an offence punishable under section 120(B) of Prevention of Corruption Act and is sentenced to undergo R.I. for one year.

. The applicant on earlier occasion was permitted to go abroad during the pendency of the trial by order dated 04/09/2001 passed by the Special Judge for Greater Mumbai in misc. application No. 390/2001. The applicant thereafter had returned and had faced the trial.He filed the appeal

which is pending in this court. The applicant has already paid a fine imposed by the trial court. The applicant has given the address of his son and daughter who are staying at United States of America and Canada respectively. The applicant's closed relatives are permanently residing in India. In the facts and circumstances of the case, I am of the view that applicant is permitted to go abroad United States of America and Canada from 15/04/2005 to 31/07/2005 on following terms and conditions.

1 The applicant shall submit in writing his programm and place where he is to stay in United States of America and Canada and he shall give contact number of the place to the respondent No.1, C.B.I., A.C.B.

2 The applicant shall furnish a surety of his sister for an amount of Rs.2 lakhs and he shall deposit cash surety of Rs.50000/- in the department.

3 The applicant to report to C.B.I.,A.C.B.immediately after his return from abroad.

4 The C.B.I., A.C.B. to report compliance of the order of this court after return of the applicant.

Application is allowed in above terms. Parties to act on authenticated copy of this order issued by the Registry.

(V.M.Kanade,J.)